

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

<p>INTERSTATE POWER AND LIGHT COMPANY,</p> <p>Petitioner,</p> <p>v.</p> <p>IOWA UTILITIES BOARD, A DIVISION OF THE DEPARTMENT OF COMMERCE, STATE OF IOWA,</p> <p>Respondent,</p> <p>and</p> <p>OFFICE OF CONSUMER ADVOCATE,</p> <p>and</p> <p>IOWA UTILITY ASSOCIATION,</p> <p>Intervenors.</p>	<p>Case No. CVCV065011</p> <p>UNRESISTED MOTION TO FILE BRIEF UNDER SEAL</p> <p>*EXPEDITED RELIEF REQUESTED*</p>
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COMES NOW, Intervenor, Office of Consumer Advocate (OCA), a division of the Iowa Department of Justice, by and through its undersigned counsel, and pursuant to Iowa Rule of Electronic Procedure 16.405(2) moves for permission to file its brief in this matter under seal. In support of its motion, OCA states:

1. On April 7, 2023, the Court issued an order granting the request of Respondent, Iowa Utilities Board, to file portions of the certified agency record under seal, with access restricted to the Court, Clerk of Court, court staff, and case attorneys, subject to further order. The order directed the clerk to file the confidential certified agency record at security level 3.

2. On May 12, 2023, the Court issued an order granting the request of Petitioner, Interstate Power and Light Company (IPL), to file a confidential appendix under seal, with access restricted to the Court, Clerk of Court, court staff, and case attorneys, subject to further order. The order directed the clerk to file the confidential certified agency record at security level 3.

3. OCA's brief is due June 15, 2023. In its brief, OCA intends to quote or discuss with particularity information included in the confidential portion of the certified agency record. Iowa Rule of Electronic Procedure 16.405(3) provides that, "Any document or exhibit disclosing information that is subject to an order restricting access must also be filed with restricted access."

4. OCA therefore requests the Court issue an order granting OCA permission to file its brief in this matter under seal, with access restricted to the Court, Clerk of Court, court staff, and case attorneys, subject to further order. If granted, OCA will simultaneously file a public version of the brief with the confidential information redacted.

5. OCA has consulted with the other parties to the case and states that this motion is not resisted by any other party.

WHEREFORE, OCA respectfully requests the Court issue an order granting OCA permission to file its brief in this matter under seal, with access restricted to the Court, Clerk of Court, court staff, and case attorneys, subject to further order, with such brief being accompanied by a public version with confidential information redacted.

Respectfully submitted,

/s/ John Crotty

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INTERVENOR OFFICE OF CONSUMER
ADVOCATE, 99AG50114

CERTIFICATE OF SERVICE

I hereby certify that on June 7, 2023, the foregoing document was filed with the Clerk of Court via EDMS which will send electronic notice of the filing to the parties of record.

/s/ John Crotty

John Crotty